



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/477,704	06/07/1995	MITJA V. HINDERKS	RCH-22164-F-	6330

7590 07/19/2002

MITJI HINDERKS
1015 GAYLEY AVENUE NO 1228
LOS ANGELES, CA 90024

EXAMINER

KAMEN, NOAH P

ART UNIT	PAPER NUMBER
----------	--------------

3747

DATE MAILED: 07/19/2002

48

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

08/477,704

Applicant(s)

HINDERKS, MITJA V.

Examiner

Noah Kamen

Art Unit

3747

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 30 May 2002.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 218-348 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) See Continuation Sheet is/are allowed.
- 6) ☒ Claim(s) See Continuation Sheet is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s). _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____ | 6) <input type="checkbox"/> Other: _____ |

Art Unit: 3747

DETAILED ACTION

Specification

Applicant is directed to provide a clean legible copy of the specification; the hand written pages 227-252 must be typed.

The applicant has indicated that the disclosure will be edited so that only those portions directed to the elected invention are provided. The present disclosure is quite substantial at 252 pages of specification, nearly 500 figures, and 200 claims!!!!!! Applicant is encouraged to delete as much nonessential material as possible.

Claim Rejections - 35 USC § 112

Claims 221- 223,225,226,228,230,232,233,235,236,238,239,241,242,244,245,247,248, 250,251,253,254,256,257,259,260,262,263,265,266,268,269,271,272,274,275,277-280,283-286,289,290,292,293,295,296,298,299,301-317,319-328,330,331,333,334,336,337, 339,340,342,343,345,346 are rejected under 35 U.S.C. 112, first paragraph, as based on a disclosure which is not enabling. Applicant is directed to show in the drawings and specification those embodiments that show the limitations of the allowed claims in combination with the above rejected claims. It appears that the allowed claims are not generic to the rejected claims.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Noah Kamen whose telephone number is 703 308 1945. The examiner can normally be reached on M-Th.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gene Mancene can be reached on 308 2696. The fax phone numbers for the organization where this application or proceeding is assigned are 703 872 9302 for regular communications and 703 308 7766 for After Final communications.

Art Unit: 3747

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 308 0861.

A handwritten signature in black ink, appearing to read "Noah Kamen", with a stylized flourish at the end.

Noah Kamen
Primary Examiner
Art Unit 3747

nk
July 17, 2002

Continuation of Disposition of Claims: Claims allowed are 218-220,224,227,229,231,234,237,240,243,246,249,252,255,258,261,264,267,270,273,276,281,282,287,288,291,294,297,300,318,329,332,335,338,341,344,347 and 348.

Continuation of Disposition of Claims: Claims rejected are 221-223,225,226,228,230,232,233,235,236,238,239,241,242,244,245,247,248,250,251,253,254,256,257,259,260,262,263,265,266,268,269,271,272,274,275,277-280,283-286,289,290,292,293,295,296,298,299,301-317,319-328,330,331,333,334,336,337,339,340,342,343,345,346.